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RFW

January 5, 2007

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**VIA FACSIMILE AND FIRST CLASS MAIL**

Wynn W. Coggins, Esq.  
Group Director, Technology Center 3600  
U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313

Re: U.S. Continuation-in-Part Patent Application of WILLIAMS, et al.  
"Systems, Methods and Devices for a Telematics Web Services  
Interface Feature"  
Serial No.: 10/823,478  
Date Filed: April 13, 2004  
Our Ref.: 0308816.0176

Dear Ms. Coggins:

Enclosed please find the Filing Receipt and the Petition to Make Special filed on August 5, 2004 in the above-referenced patent application. PAIR indicates that the petition was entered on August 6, 2004, but has not yet been acted on, after 29 months. The first Office Action on this application is currently not expected until June 2008, according to the enclosed notice.

Pursuant to our earlier discussion regarding delayed review of Petitions to Make Special, I am writing to request that you have the Office of Petitions respond to this Petition to Make Special within one business day. This petition is in condition to be granted; the petition is routine and presents no novel issues; and there is no good reason for the Office's continuing failure to grant or respond to the petition.

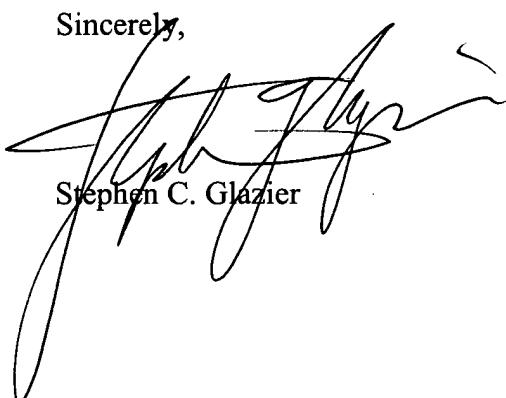
This application is of material importance to our client, so any assistance you can provide would be greatly appreciated.



Wynn W. Coggins, Esq.  
January 5, 2007  
Page 2

If there is any additional information I can provide to facilitate processing the petition, please feel free to contact me at the above e-mail address or telephone number.

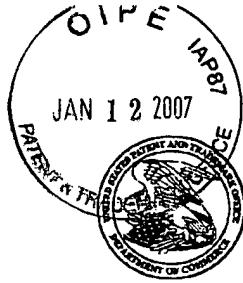
Sincerely,



Stephen C. Glazier

Enclosures

cc:     Eric Berkobin  
          Adam S. Kaplan, Esq.



DC 404 CON CIP Page 1 of 2

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/823,478	04/13/2004	2141	1108	0307091.0176	8	22	5

35602  
STEPHEN C. GLAZIER  
KIRKPATRICK & LOCKHART LLP  
1800 MASSACHUSETTS AVENUE, NW  
WASHINGTON, DC 20036

CONFIRMATION NO. 4579

UPDATED FILING RECEIPT



\*OC000000013917957\*

Date Mailed: 09/28/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

**Applicant(s)**

Wade Williams, San Diego, CA;  
Randy Yuen, San Diego, CA;  
Vern Badham, San Diego, CA;

**Assignment For Published Patent Application**

REYNOLDS & REYNOLDS HOLDINGS, INC.

**Power of Attorney:** The patent practitioners associated with Customer Number 035602.

**Domestic Priority data as claimed by applicant**

This application is a CIP of 10/626,810 07/24/2003  
which is a CON of 09/808,690 03/14/2001 PAT 6,611,740

**Foreign Applications**

If Required, Foreign Filing License Granted: 07/13/2004

The number of your priority application, to be used for filing abroad under the Paris Convention is,  
**US10/823,478**

**Projected Publication Date:** Request for Non-Publication Acknowledged

**Non-Publication Request:** Yes

SENT TO PI DOCKETING  
1-29-04  
SMB

**Early Publication Request: No**

**Title**

Systems, methods and devices for a telematics web services interface feature

**Preliminary Class**

709

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Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: WILLIAMS et al.

Group Art Unit: 2141

Application No.: 10/823,478

Examiner: Not yet assigned

Filed: April 13, 2004

Atty Dkt. No. 0307091.0176

Title: **SYSTEMS, METHODS AND DEVICES FOR A TELEMATICS WEB SERVICES INTERFACE FEATURE**

\* \* \* \* \*

**PETITION TO MAKE SPECIAL UNDER 37 CFR §1.102(d)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313

Sir:

Applicant hereby petitions to make the above-identified U.S. patent application special pursuant to MPEP §708.02(VIII). Applicants have submitted herein a detailed discussion of the references, which discussion points out, with the particularity required by 37 C.F.R. §1.111(b) and (c), how the claimed subject matter is patentable over the references pursuant to MPEP §708.02(VIII).

If it is determined that the pending claims are not directed to a single invention, Applicants will make an election without traverse as required under MPEP §708.02(VIII)(B).

Applicants submit that a pre-examination search has been made by a professional searcher in Class 701, subclasses 29, 31, 33, 35 and 207. Additionally, patent publications were searched in the European Patent Office and the Japanese Patent Office.

Enclosed herewith are copies of the following references which are deemed to be the most closely related to the subject matter encompassed by the present claims.

<u>U.S. Patent/Publication No.</u>	<u>Inventor(s)</u>
6,487,494	Odinak et al.
6,609,051	Fiechter et al.
2003/0004624	Wilson et al.
2004/0044454	Ross et al.

130.00 op

00900017 10823478

08/09/2004 HAL111  
01 FC:1460

IFN

## DETAILED DISCUSSION OF THE REFERENCES

U.S. Patent 6,487,494 (Odinak et al.)

Odinak et al. discloses a system and method for reducing the amount of repetitive data sent by a server to a client for vehicle navigation. The system includes a computer-based vehicle unit located in a vehicle, a gateway configured to wirelessly send and receive trip information to and from the vehicle unit, and a computer-based server in communication with the gateway over a network. The vehicle unit wirelessly receives signals from a computer-based server that includes the desired navigation information in packet form. The vehicle unit includes a user interface component that presents the received navigation information and records user requests. The server processes the requests, generates a trip plan according to the navigation information and sends the generated trip plan back to the vehicle unit via a gateway when a request has been completed. (see abstract).

However, Odinak et al. does not disclose or suggest a web services interface in communication with a secondary system, wherein the web services interface comprises at least one processor configured to retrieve, receive, analyze and transmit data in response to a request from the secondary system, wherein the processor is configured to process at least one servlet module stored thereon to extract at least one parameter from a first message, and transmit the at least one parameter to at least one enterprise Java bean, wherein *the at least one enterprise Java bean is a stateless session bean*.

U.S. Patent 6,609,051 (Fiechter et al.)

Fiechter et al. discloses a method and system for an improved vehicle monitoring system in order to provide a cost-effective and scalable system design for industrial application through the use of machine learning and data mining technologies on data acquired from a plurality of vehicles to create models. Frequent acquisition of vehicle sensor and diagnostic data enables comparison with the created models to provide continuing analysis of the vehicle with respect to repair, maintenance and diagnostics. (see abstract).

However, Fiechter et al. does not disclose or suggest a web services interface in

communication with a secondary system, wherein the web services interface comprises at least one processor configured to retrieve, receive, analyze and transmit data in response to a request from the secondary system, wherein the processor is configured to process at least one servlet module stored thereon to extract at least one parameter from a first message, and transmit the at least one parameter to at least one enterprise Java bean, wherein *the at least one enterprise Java bean is a stateless session bean*.

U.S. Patent Application Publication 2003/0004624 (Wilson et al.)

Wilson et al. discloses a system and method for monitoring operating parameters of a machine (such as a vehicle) and producing diagnostic and/or prognostic results. Active, semi-active, or semi-passive sensors are wirelessly linked with an interrogator that selectively interrogates the sensors, such as through transponders in wired communication with the sensors. A data concentrator or processor analyzes data from certain sensors and generates diagnostic/prognostic conclusions, in some cases using additional data selectively requested from and acquired by the sensors. In some embodiments, raw or abstracted data is communicated with a management center that provides troubleshooting information (again, possibly using additional, selectively acquired data), makes resource management decisions (such as preparing parts or labor resources to make a repair), and tracks problems in all or a subset of the machines being managed. (see abstract).

However, Wilson et al. does not disclose or suggest a web services interface in communication with a secondary system, wherein the web services interface comprises at least one processor configured to retrieve, receive, analyze and transmit data in response to a request from the secondary system, wherein the processor is configured to process at least one servlet module stored thereon to extract at least one parameter from a first message, and transmit the at least one parameter to at least one enterprise Java bean, wherein *the at least one enterprise Java bean is a stateless session bean*.

U.S. Patent Application Publication 2004/0044454 (Ross et al.)

Ross et al. discloses a method for providing vehicle settings to a telematics unit in a mobile vehicle that includes receiving a vehicle settings update signal at a call center from the

telematics unit and sending vehicle settings from the call center to the telematics unit. The method may additionally include implementing the vehicle settings in the mobile vehicle. The method may further include sending an update flag signal from the call center to the telematics unit. The method may additionally include receiving at least one user preference at the call center via a web portal interface. The step of receiving at least one user preference may further include sending an update flag signal from the call center to the telematics unit responsive to receiving the at least one user preference at the call center via the web portal interface. (see abstract).

However, Ross et al. does not disclose or suggest a web services interface in communication with a secondary system, wherein the web services interface comprises at least one processor configured to retrieve, receive, analyze and transmit data in response to a request from the secondary system, wherein the processor is configured to process at least one servlet module stored thereon to extract at least one parameter from a first message, and transmit the at least one parameter to at least one enterprise Java bean, wherein *the at least one enterprise Java bean is a stateless session bean*.

#### THE PRESENT APPLICATION

Embodiments of the present application relate to a telematics system that includes a web services interface in communication with a secondary software system, wherein the web services interface comprises at least one processor configured to retrieve, receive, analyze and/or transmit data in response to a request from the secondary software system. In addition, the telematics system includes a gateway system configured to transmit data through a network to an in-vehicle telematics device and receive data from the in-vehicle telematics device, wherein the data comprises diagnostic data and/or location-based data associated with a host vehicle. The telematics system also includes a database in communication with the gateway system and the web services interface, wherein the database is configured to receive and store data transmitted from the gateway system and/or the web services interface.

For example, claim 10 includes a web services interface in communication with a secondary system, wherein the web services interface comprises at least one processor configured to retrieve, receive, analyze and transmit data in response to a request from the

secondary system, wherein the processor is configured to process at least one servlet module stored thereon to extract at least one parameter from a first message, and transmit the at least one parameter to at least one enterprise Java bean, wherein *the at least one enterprise Java bean is a stateless session bean.*

As discussed above, Odinak et al., Fiechter et al., Wilson et al. and Ross et al. fail to disclose or suggest one or more elements in claim 10.

Therefore, the present application claims subject matter which is not disclosed, taught or suggested by the foregoing references and is patentable in light thereof. Accordingly, granting of the Petition to Make Special and expedited examination of the claims in the present application are earnestly solicited.

Respectfully submitted,

Stephen C. Glazier  
Reg. No. 91,361  
(202) 778-9045

Date: 4 Aug 04

Kirkpatrick & Lockhart LLP  
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Approved for use through 10/31/2002. OMB 0651-0031

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FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/823,478
Filing Date	April 13, 2004
First Named Inventor	WILLIAMS et al.
Group Art Unit	2141
Examiner Name	Not Yet Assigned

Attorney Docket Number

0307091.0176

## ENCLOSURES (check all that apply)

Fee Transmittal Form  
 Fee Attached  
 Amendment / Response  
 After Final  
 Affidavits/declaration(s)  
 Combined Declaration and Power of Attorney  
 Express Abandonment Request  
 Information Disclosure Statement  
 Certified Copy of Priority Document(s)  
 Response to Missing Parts/ Incomplete Application  
 Response to Missing Parts under 37 CFR 1.52 or 1.53

Assignment Papers (for an Application)  
 Drawing(s)  
 Declaration of Mailing by Express Mail  
 Petition  
 Petition to Convert to a Provisional Application  
 Power of Attorney, Revocation Change of Correspondence Address  
 Terminal Disclaimer  
 Request for Refund  
 CD, Number of CD(s) \_\_\_\_\_

After Allowance Communication to Group  
 Appeal Communication to Board of Appeals and Interferences  
 Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  
 Proprietary Information  
 Status Letter

 Other Enclosure(s) (please identify below):

Return Receipt Postcard  
 US Patent Application Publications  
 2003/0004624 and 2004/0044454  
 US Patents 6,487,494 and  
 6,609,051

## Remarks

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name *Stephen C. Glazier (Registration No. 31,361)*  
*Kirkpatrick & Lockhart LLP*

Signature *SG*Date *4 Aug 04*

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: *5 AUG. 2004*

Typed or printed name *Sadie Bone*Signature *Sadie Bone*Date *5 AUG. 2004*

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PATENT & TRADEMARK OFFICE  
**FEET TRANSMITTAL**  
**for FY 2004**

JAN 12 2007

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 130)

## Complete If Known

Application Number	10/823,478
Filing Date	April 13, 2004
First Named Inventor	WILLIAMS et al.
Examiner Name	Not Yet Assigned
Art Unit	2141
Attorney Docket No.	0307091.0178

## METHOD OF PAYMENT (check all that apply)

 Check  Credit card  Money  Other  None  
Order
 Deposit Account:Deposit Account Number  
50-1721Deposit Account Name  
Kirkpatrick & Lockhart LLP

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 Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) during the pendency of this application  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

## Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$ 0)

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

		Extra Claims	Fee from below	Fee Paid
Total Claims		-20 **	= 0	X 18 = 0
Independent Claims		-3 **	= 0	X 86 = 0
Multiple Dependent				X = 0

Large Entity	Small Entity	Fee Description		
Fee Code	Fee (\$)	Fee Code		
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid ** Reissue independent claims over original patent
1204	86	2204	43	** Reissue claims in excess of 20 and over original patent
1205	18	2205	9	

SUBTOTAL (2) (\$ 0)

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

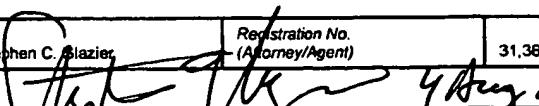
Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid
		1051	130	Surcharge - late filing fee or oath	
		1052	50	Surcharge - late provisional filing fee or cover sheet	
		1053	130	Non-English specification	
		1812	2,520	For filing a request for reexamination	
		1804	920*	Requesting publication of SIR prior to Examiner action	
		1805	1,840*	Requesting publication of SIR after Examiner action	
		1251	110	Extension for reply within first month	
		1252	420	Extension for reply within second month	
		1253	950	Extension for reply within third month	
		1254	1,480	Extension for reply within fourth month	
		1255	2,010	Extension for reply within fifth month	
		1401	330	Notice of Appeal	
		1402	330	Filing a brief in support of an appeal	
		1403	290	Request for oral hearing	
		1451	1,510	Petition to institute a public use proceeding	
		1452	110	Petition to revive - unavoidable	
		1453	1,330	Petition to revive - unintentional	
		1501	1,330	Utility issue fee (or reissue)	
		1502	480	Design issue fee	
		1503	640	Plant issue fee	
		1460	130	Petitions to the Commissioner	130
		1807	50	Processing fee under 37 CFR 1.17 (q)	
		1806	180	Submission of Information Disclosure Stmt	
		8021	40	Recording each patent assignment per property (times number of properties)	
		1809	770	Filing a submission after final rejection (37 CFR § 1.129(a))	
		1810	770	For each additional invention to be examined (37 CFR § 1.129(b))	
		1801	770	Request for Continued Examination (RCE)	
		1802	900	Request for expedited examination of a design application	
		Other fee (specify) _____			

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$ 130)

\*\*or number previously paid, if greater; For Reissues, see above

SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	Stephen C. Blazier	Registration No. (Attorney/Agent)	31,361
Signature			Telephone 202 / 778-9045
			Date 4 Aug 04

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